

BRIAN L. MICHAELS, P.C.
Attorney At Law
259 East Fifth Avenue
Suite 300-D
Eugene, Oregon 97401
541.687.0578
FAX 686.2137

September 20, 2010

TO: BRIAN L. MICHAELS, P.C.
Attorney At Law
259 East 5th Avenue, Suite 300-D
Eugene, Oregon 97401

RE: GRILL AND ALEXANDER v.
CITY OF NEWPORT and LINCOLN COUNTY
AS MUNICIPALITIES; OFFICER TIMOTHY
ERIKSON and SGT. JASON MALLOY IN
THEIR INDIVIDUAL CAPACITY AND AS
POLICE OFFICIALS FOR THE CITY OF
NEWPORT; and DEPUTY ERIC SORBY IN
HIS INDIVIDUAL CAPACITY AND AS
POLICE OFFICIAL FOR THE COUNTY OF
LINCOLN.

CASE No.: 10-6277-AA

TO: BRIAN L. MICHAELS, P.C., OSB #92560

I acknowledge receipt of your request that I waive service of a summons in the action of GRILL AND ALEXANDER v. CITY OF NEWPORT and LINCOLN COUNTY; OFFICER TIMOTHY ERIKSON, SGT JASON MALLOY, and DEPUTY ERIC SORBY, **with docket number 10-6277-AA** filed in the United States District Court for the District of Oregon. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I be served with judicial process in the manner provided by Rule 4.

I will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me if an answer or motion under Rule 12 is not served upon you within 60 days after September 17, 2010.



074690

FOR DEP. ERIC SORBY

10-1-10

DATE

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Ben MMLr 074690

FOR LINCOLN COUNTY

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FOR SGT. JASON MALLOY

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FOR OFFICER TIMOTHY ERIKSON

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